

## U.S. Fish and Wildlife Serv., Interior

## § 32.48

1. Conditions A1, A2, A4, A12, A13, A14, and A15 apply.

2. Hunters must only use shotguns with approved nontoxic shot (see § 32.2(k)).

*C. Big Game Hunting.* We allow hunting of mule deer on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Conditions A1, A2, A12, A13, A14, and A15 apply.

2. Hunters must only use shotguns, muzzle-loading weapons, or bow and arrow.

3. We allow persons to transport centerfire rifles and pistols through the refuge only when unloaded and cased (see § 27.42(b) of this chapter).

*D. Sport Fishing.* [Reserved]

[58 FR 5064, Jan. 19, 1993, as amended at 59 FR 6694, Feb. 11, 1994; 60 FR 62044, Dec. 4, 1995; 61 FR 46397, Sept. 3, 1996; 62 FR 47380, Sept. 9, 1997; 63 FR 46919, Sept. 3, 1998; 65 FR 30786, May 12, 2000; 65 FR 56405, Sept. 18, 2000; 66 FR 46360, Sept. 4, 2001; 67 FR 58948, Sept. 18, 2002; 69 FR 54362, 54429, Sept. 8, 2004]

### § 32.48 New Hampshire.

We have opened the following refuge unit to hunting and/or fishing with applicable refuge-specific regulations:

#### GREAT BAY NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of waterfowl in accordance with State regulations subject to the following conditions:

1. We do not require a separate Federal permit for waterfowl hunting.

2. We only allow hunting from Great Bay up to the refuge boundary signs and hunters may not retrieve birds beyond refuge signs from the shoreline.

3. We only allow portable blinds. You must remove all decoys, blinds, and boats (see § 27.93 of this chapter) each day.

4. Waterfowl hunters may only access shorelines by boat from launching areas outside the refuge.

*B. Upland Game Hunting.* [Reserved]

*C. Big Game Hunting.* We allow hunting of white-tailed deer on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. The deer hunt will be the first weekend of the State's either-sex season for Wildlife Management Unit M, usually held in November.

2. We close the refuge to all other public use during the hunt weekend.

3. We require refuge permits (you must possess and carry) for the deer hunt for a fee of \$20.00. By lottery we draw 20 hunters for each day, for a total of 40. We also draw 20 alternate hunters.

4. A licensed and permit-holding adult who is at least age 18 must accompany youth

hunters up to age 16 when hunting. We charge no refuge permit fee to youth hunters.

5. Youth hunters must have successfully completed a State hunter education course.

6. We require deer hunters to wear in a visible manner on the head, chest, and back, a minimum of 400 square inches (2,600 cm<sup>2</sup>) of solid-colored, blaze-orange clothing or material.

7. We only allow shotgun hunting with slugs. We prohibit other firearms, including handguns, at any time while on the refuge.

8. You must unload shotguns (see § 27.42(b) of this chapter) outside of legal State hunting hours and while traveling through any designated safety zone.

9. We only allow portable tree stands that hunters must remove (see § 27.93 of this chapter) at the end of the day.

10. Two weeks prior to the hunt, we will allow selected hunters a refuge permit (you must possess and carry) to scout for 4 days. Scout days are Wednesdays through Saturdays during daylight hours only.

11. You must possess and carry the refuge permit with you at all times while scouting and hunting the refuge.

12. You must check-in at the refuge electronic gate between 4:30 a.m. and 5:30 a.m. on your assigned hunt day.

13. We open the entire refuge to deer hunting, with the exception of designated safety zones and the former Weapons Storage Area.

14. In order to protect bald eagles from disturbance, we may, on a daily basis, close Woodman Point to deer hunting if significant numbers of roosting bald eagles are using the area.

15. You must park in designated parking areas and along roads up to barricades; from there, hunters must only travel by foot.

16. You must take harvested deer to the refuge office before leaving.

17. The refuge is located in Newington, New Hampshire, along the eastern shoreline of Great Bay. McIntyre Road borders the refuge to the east. The southern boundary begins approximately ¼ mile (.4 km) north of the intersection of Fabyan Point Road and McIntyre Road and continues west to the shoreline of Great Bay. The northern boundary begins approximately 150 feet (45 m) south of the intersection of McIntyre Road and Little Bay Road and continues west to the shoreline of Great Bay. The western boundary is the shoreline of Great Bay.

*D. Sport Fishing.* [Reserved]

#### LAKE UMBAGOG NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of duck, goose, American crow, and woodcock in accordance with State regulations, seasons, and bag limits subject to the following conditions:

1. You must wear two articles of hunter-orange clothing or material. One article must

be a solid-colored hunter-orange hat; the other must cover a major portion of the torso, such as a jacket, vest, coat, or poncho and must be a minimum of 50 percent hunter orange in color (such as orange camouflage) except when hunting waterfowl.

2. We will provide permanent refuge blinds that are available by reservation. You may make reservations for particular blinds up to 1 year in advance, for a maximum of 1 week, running Monday through Sunday during the hunting season. You may make reservations for additional weeks up to 1 week in advance, on a space-available basis. We prohibit other permanent blinds. You must remove temporary blinds, boats, and decoys (see § 27.93 of this chapter) from the refuge each day.

3. You may use dogs (see § 26.21(b) of this chapter) to retrieve, point, and flush when hunting for migratory birds.

4. We open the refuge to hunting during the hours stipulated under each State's hunting regulations but no longer than from ½ hour before legal sunrise to ½ hour after legal sunset. We close the refuge to night hunting. Hunters must unload all firearms (see § 27.42 of this chapter) outside of legal hunting hours.

5. We prohibit the use of all-terrain vehicles (ATVs or OHRVs) on refuge land (see § 27.31(f) of this chapter).

*B. Upland Game Hunting.* We allow hunting of coyote, fox, raccoon, woodchuck, red and eastern gray squirrel, porcupine, skunk, snowshoe hare, ring-necked pheasant, ruffed grouse, and northern bobwhite in accordance with State regulations, seasons, and bag limits subject to the following conditions:

1. We prohibit night hunting.

2. You may only possess approved nontoxic shot while in the field (see § 32.2(k)).

3. We open the refuge to hunting during the hours stipulated under State hunting regulations but no longer than from ½ hour before legal sunrise to ½ hour after legal sunset. We close the refuge to night hunting. Hunters must unload all firearms (see § 27.42 of this chapter), and nock no arrows outside of legal hunting hours.

4. We prohibit the use of all-terrain vehicles (ATVs or OHRVs) on refuge land (see § 27.31(f) of this chapter).

5. You must wear two articles of hunter-orange clothing or material. One article must be a solid-colored hunter-orange hat; the other must cover a major portion of the torso, such as a jacket, vest, coat, or poncho and must be a minimum of 50 percent hunter orange in color (such as orange camouflage) except when hunting turkey.

6. We allow hunting of coyotes and snowshoe hare with dogs during State hunting seasons. Hunting with trailing dogs on the refuge will be subject to the following regulations:

i. You must equip all dogs used to hunt coyote with working radio-telemetry collars,

and you must be in possession of a working radio-telemetry receiver that can detect and track the frequencies of all collars used. We require no radio-telemetry collars for dogs used to hunt snowshoe hare.

ii. We prohibit training during or outside of dog season for coyote or hare.

iii. We allow a maximum of four dogs per hunter.

iv. You must pick up all dogs the same day you release them (see § 26.21(b) of this chapter).

*C. Big Game Hunting.* We allow hunting of bear, white-tailed deer, and moose in accordance with State regulations, seasons, and bag limits subject to the following conditions:

1. Conditions B3 and B4 apply.

2. We allow bear hunting with dogs during State hunting seasons. Hunting with trailing dogs on the refuge will be subject to the following conditions:

i. You must equip all dogs used to hunt bear with working radio-telemetry collars, and you must be in possession of a working radio-telemetry receiver that can detect and track the frequencies of all collars used.

ii. We prohibit training during or outside of dog season for bear.

iii. We allow a maximum of four dogs per hunter.

iv. You must pick up all dogs the same day you release them (see § 26.21(b) of this chapter).

3. We allow prehunt scouting of the refuge; however, we prohibit dogs and firearms during prehunt scouting.

4. Each hunter must wear two articles of hunter-orange clothing or material. One article must be a solid-colored hunter orange hat; the other must cover a major portion of the torso, such as a jacket, vest, coat, or poncho and must be a minimum of 50 percent hunter orange in color (such as orange camouflage).

5. We allow temporary tree stands and blinds, but you must remove them (see § 27.93 of this chapter) by the end of the season. We prohibit nails, screws, or screw-in climbing pegs to build or access a stand or blind (See § 32.2(i)).

*D. Sport Fishing.* [Reserved]

#### SILVIO O. CONTE NATIONAL FISH AND WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of duck, goose, common snipe, sora, Virginia rail, common moorhen, and American woodcock on the Pondicherry Division of the refuge in accordance with State regulations subject to the following conditions:

1. You may only use portable blinds. You must remove all blinds, decoys, shell casings, and other personal equipment and refuse from the refuge by legal sunset (see §§ 27.93 and 27.94 of this chapter).

## U.S. Fish and Wildlife Serv., Interior

## § 32.49

2. You must wear in a conspicuous manner on the outermost layer of the head, chest, and back, a minimum of 400 square inches (2,600 cm<sup>2</sup>) of hunter-orange clothing or material, except when hunting waterfowl.

3. We allow the use of retrieving dogs but dogs must be under voice command at all times (see §26.21 of this chapter).

4. We allow hunting during the hours stipulated under the State's hunting regulations but no longer than from ½ hour before legal sunrise to ½ hour after legal sunset. We prohibit night hunting. You must unload all firearms (see §27.42 of this chapter) outside of legal hunting hours.

5. We prohibit all-terrain vehicles (ATV's or OHV's).

*B. Upland Game Hunting.* We allow hunting of coyote, fox, raccoon, woodchuck, red squirrel, eastern gray squirrel, porcupine, skunk, American crow, snowshoe hare, ring-necked pheasant, and ruffed grouse on the Pondicherry Division of the refuge in accordance with State regulations subject to the following conditions:

1. You must wear in a conspicuous manner on the outermost layer of the head, chest, and back, a minimum of 400 square inches (2,600 cm<sup>2</sup>) of hunter-orange clothing or material.

2. Conditions A3, A4, and A5 apply.

3. We allow hunting of snowshoe hare and coyote with dogs from October 1 to March 15. You may hunt with trailing dogs on the refuge subject to the following conditions:

i. We will only allow dog training outside the established hunting seasons under a Special Use Permit issued by the refuge manager.

ii. We allow a maximum of four dogs per hunter.

iii. You must pick up all dogs the same day you release them (see §26.21(b) of this chapter).

*C. Big Game Hunting.* We allow hunting of white-tailed deer, moose, black bear, and wild turkey on the Pondicherry Division of the refuge in accordance with State regulations subject to the following conditions:

1. We allow bear hunting with dogs during the established State hound season. Hunting with trailing dogs on the refuge will be subject to the following conditions:

i. We allow a maximum of four dogs per hunter.

ii. You must pick up all dogs the same day you release them (see §26.21(b) of this chapter).

2. We prohibit the use of bait (see §32.2(h)).

3. We allow temporary tree stands and blinds, but you must remove them (see §§27.93 and 27.94 of this chapter) by the end of the season. Your name and address must be clearly visible on the tree stand. We prohibit nails, screws, or screw-in climbing pegs to build or access a stand or blind (See §32.2(i)).

4. You must wear in a conspicuous manner on the outermost layer of the head, chest, and back a minimum of 400 square inches (2,600 cm<sup>2</sup>) of hunter-orange clothing or material, except when hunting turkey or while engaged in archery hunting.

5. Conditions A5 and A6 apply.

6. We allow prehunt scouting of the refuge; however, we prohibit firearms during prehunt scouting.

7. We will only allow dog training outside the established hunting seasons under a Special Use Permit issued by the Refuge Manager.

*D. Sport Fishing.* [Reserved]

[65 FR 30786, May 12, 2000, as amended at 65 FR 56405, Sept. 18, 2000; 69 FR 54362, 54430, Sept. 8, 2004; 70 FR 54183, Sept. 13, 2005]

### § 32.49 New Jersey.

The following refuge units have been opened to hunting and/or fishing, and are listed in alphabetical order with applicable refuge-specific regulations.

#### CAPE MAY NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of waterfowl, coot, moorhen, rail, common snipe, and woodcock in accordance with State regulations subject to the following conditions:

1. We only allow hunting on those refuge tracts located west of Route 47 in the Delaware Bay Division and on those tracts north of Route 550 in the Great Cedar Swamp Division. We prohibit hunting on the Two Mile Beach Unit.

2. While hunting migratory game birds, except waterfowl, you must wear in a visible manner on your head, chest, and back a minimum of 400 square inches (2,600 cm<sup>2</sup>) of solid-colored, hunter-orange clothing or material.

3. You must remove all hunting blind materials, boats, and decoys (see §27.93 of this chapter) at the end of each hunting day. We prohibit permanent or pit blinds.

4. The common snipe season on the refuge begins with the start of the State early woodcock south zone season and continues through the end of the State common snipe season.

5. You may only possess approved nontoxic shot while in the field (see §32.2(k)).

*B. Upland Game Hunting.* [Reserved]

*C. Big Game Hunting.* We allow hunting of white-tailed deer in accordance with State regulations subject to the following conditions:

1. We prohibit hunting on the following areas:

i. The posted "Closed Area" of Tract 200 in the Delaware Bay Division;

ii. The posted "Closed Area" in Tract 334 in the Delaware Bay Division; and